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**BY ECF**

The Honorable Alison J. Nathan  
United States District Court  
Southern District of New York  
40 Foley Square  
New York, New York 10007

Re: *United States v. Rodriguez*, No. 16-CR-7-AJN  
*Rodriguez v. United States*, No. 19-CV-11662-AJN

Dear Judge Nathan:

I write to respectfully request a modification of the briefing schedule for Anthony Rodriguez's supplemental brief. This is the second such application. The first application, extending the briefing schedule by approximately forty-five days, was unopposed and was granted on March 5. I have conferred with counsel for the government, who consents to this request.

I am in the process of obtaining from the New York State Supreme Court clerk the criminal file for the prior felony that formed the predicate for the 18 U.S.C. § 922(g) crimes of which Mr. Rodriguez was convicted. I was in the process of doing so when, last month, the clerk's office was closed for all but essential and emergency matters.

In addition, since the week of March 16, I have submitted emergency bail, compassionate release or furlough submissions in seven cases so far. All have resulted in oral argument and/or supplemental briefing. Like many of my colleagues, I also receive daily, panicked emails, phone calls and text messages from family members of my incarcerated clients seeking my assistance in securing the safety of their loved ones.

Mr. Rodriguez is to file his supplemental brief today, the government is to respond by June 17, and Mr. Rodriguez is to file his reply, if any, by July 1. Mr. Rodriguez respectfully requests a modification of the briefing schedule whereby Mr. Rodriguez is to file a supplemental brief on or before May 15, 2020, to which the government may respond on or before July 15, 2020. Mr. Rodriguez also requests that any reply be filed on or before July 22, 2020.

SO  
ORDERED.

Hon. Alison J. Nathan  
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Please accept my apologies for the lateness of this request. This week, a family member unexpectedly fell ill, and I have been caring for her, which has left me with increased childcare responsibilities. Mr. Rodriguez and I appreciate the Court's considerate attention to this matter.

Respectfully submitted,

/s/ Ezra Spilke

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Cc: Mr. Anthony Rodriguez by U.S. Mail  
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